

**Justification for Other than Full and Open Competition
Western Area Power Administration
FAR 6.302-2 Unusual and Compelling Urgency**

(DE-AC65-10WG86789)

1. Identification of the agency and the contracting activity.

Western Area Power Administration, 615 S. 43rd Ave. Phoenix, AZ 85009, G1500

2. The nature and/or description of the action being approved.

This is a sole source award for a construction project to replace an Optical Ground Wire Cable (OPGW) under unusual and compelling urgency. The magnitude of the construction is between \$100,000 and \$250,000.00.

3. A description of the supplies or services required to meet the agency's needs.

Supply all materials and labor required to repair through replacement, the (OPGW) on the Mead to Marketplace 500kV transmission line, Clark County, Nevada.

4. The statutory authority permitting other than full and open competition.

Citation: 41 U.S.C. Para 253(c)2. Unusual and Compelling Urgency

5. A statement demonstrating the unique qualifications of the proposed contractor or the nature of the action requiring the use of the authority.

PAR Electrical Contractors, Inc. 3940 E Craig Rd., Suite 101, Las Vegas, NV, 89030-7529, (702)644-8141. Contractor was able to meet the Government's immediate schedule for the emergency repairs needed. If repairs were not completed immediately, the line could fall on top of energized 230Kv transmission lines running underneath. This would result in a fault of the transmission line, loss of communications on the line, and a blackout. The OPGW was no longer secured to the transmission tower and the friction caused by the line rubbing on the structure severed the majority of the fibers.

6. A description of efforts to ensure that offers were solicited from as many potential sources as is practicable.

Two other vendors immediately contacted, but did not respond. This was not synopsisized per the exemption at FAR 5.202(a)(2). No additional requirements concerning this work are anticipated in the future.

7. Cite the anticipated dollar value of the proposed acquisition including options if applicable and a determination by the Contracting Officer that the anticipated cost to the Government will be fair and reasonable.

\$112,334.00. The anticipated cost to the Government is fair and reasonable based on comparison to an Independent Government Estimate.

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8. A description of the Market Research (MR) conducted and the results or a statement of the reason MR was not conducted.

Three contractors with high voltage experience in the local area were contacted due to the immediate need to make repairs to the line. No further market research was conducted.

9. Any other facts supporting the use of other than full and open competition such as:

- a. **Explanation of why technical data packages, specifications, engineering descriptions, statements of work or purchase descriptions suitable for full and open competition have not been developed or are not available.**

A request for proposal was immediately sent to PAR Electric after they responded to our call. Specifications, drawings, and descriptions were provided the next day via solicitation amendment. The urgency of the requirement drove the restrictions of the requirement.

10. A listing of the sources, if any, that expressed a written interest in the acquisition.

No other sources have expressed an interest in this acquisition.


11. A statement of actions the agency may take to remove or overcome any barriers to competition if subsequent acquisitions are anticipated.

Develop a contingency database of vendors who would be willing to respond immediately if an urgent requirement develops. Organize the list by specialty and contact as many of the firms as possible when an urgent requirement develops to try and maximize competition.

Certification:

The information contained in this Justification for Other than Full and Open Competition is certified accurate and complete to the best of my knowledge and belief.

Requestor


Signature

2-5-10
Date

Contracting Officer


Signature

2-5-10
Date